

al expenditures and other governmental operations, supported by statistics.—Compiled by Hon. O. B. Colquitt.

Exhibit B. A general review and history of the income tax together with an interesting summary of the provisions of income tax laws in operation in certain states.—Compiled by Senator Edgar E. Witt.

Exhibit C. An interesting analysis of costs of government, state, county, district and municipal; the various causes of increased cost, and a clear, critical comment upon public accounting with respect to fiscal affairs.—Compiled by Hon. C. E. Nicholson.

Exhibit D. An engaging history of taxation beginning with the Spanish-American period and extending to the present, including that of the Republic of Texas, 1836-1846, the State, the Civil War, and of Reconstruction.—Compiled by ex-Senator John M. Henderson.

Exhibit E. A comprehensive examination into inheritance or succession tax laws, together with a summary of such statutes in operation in the several states.—Compiled by Senator A. E. Wood.

Exhibit F. A short, but direct to the point, discussion of matters pertaining to public highways, supported by tabulations showing methods of financing in the several States of the Union.—Compiled by Hon. Adrian Pool.

Exhibit G. Discussing the State's revenue system following careful and intensive study of the entire problem; directs attention to the many inequalities and other incongruities, supported by tables compiled from the public records.—Compiled by Dr. E. T. Miller, Department of Economics and Sociology, University of Texas.

Note.—The consolidated report of subcommittees Nos. Three and Four, dealing with most phases of the subject of taxation and, in particular with corporations, public utilities, mercantile pursuits, intangible holdings, those assessed and those escaping, and occupation taxes, including those imposed upon gross receipts, compiled by Senator A. J. Wirtz and ex-Senator John G. Willacy, having been taken as the basis of this general report is not in the form of an exhibit attached hereto.

Respectfully submitted,
JOHN G. WILLACY, Chairman.

The Senate then retired to its Chamber.

PROVIDING FOR EXTRA COPIES OF THE HOUSE JOURNAL.

Mr. Loy offered the following simple resolution:

Resolved, That the House have 200 extra copies of today's Journal printed to carry the Governor's message.

The resolution was read second time and was adopted.

ADJOURNMENT.

Mr. Quinn moved that the House adjourn until 10 o'clock a. m. tomorrow.

Mr. Woodall moved that the House adjourn until 2 o'clock p. m. tomorrow.

The motion of Mr. Woodall prevailed, and the House, accordingly, at 4:55 o'clock p. m., adjourned until 2 o'clock p. m. tomorrow.

THIRD DAY.

(Thursday, January 10, 1929.)

The House met at 2 o'clock p. m., pursuant to adjournment, and was called to order by Speaker Barron.

The roll was called and the following members were present:

Acker.	Fuchs.
Ackerman.	Gates.
Adkins.	Gerron.
Anderson.	Gilbert.
Avis.	Graves
Baker.	of Williamson.
Baldwin.	Graves of Erath.
Barnett.	Hardy.
Bateman.	Harding.
Beck.	Harman.
Bond.	Harper.
Bounds.	Harrison.
Bradley.	Heaton.
Brice.	Hefley.
Brooks.	Hines.
Carpenter.	Hogg.
Chastain.	Holder.
Coltrin.	Hopkins.
Conway.	Hornaday.
Cox of Navarro.	Hubbard.
Cox of Lamar.	Jenkins.
Cox of Limestone.	Johnson
Davis.	of Dimmit.
DeWolfe.	Johnson of Smith.
Dunlap.	Johnson of Scurry.
Enderby.	Jones.
Ewing.	Justiss.
Eickenroht.	Kayton.
Finn.	Keeton.
Finlay.	Keller.
Forbes.	Kemble.

Kennedy.	Rogers.
Kincaid.	Rountree.
King.	Sanders.
Kinnear.	Savage.
Land.	Shaver.
Lee.	Shelton.
Lemens.	Sherrill.
Long of Houston.	Shipman.
Long of Wichita.	Simmons.
Loy.	Sinks.
Martin.	Smith.
Mauritz.	Snelgrove.
Maynard.	Speck.
McCombs.	Stephens.
McDonald.	Stevenson.
McGill.	Storey.
Mehl.	Strong.
Metcalfe.	Tarwater.
Minor.	Thompson.
Montgomery.	Thurmond.
Moore.	Tillotson.
Mullally.	Turner.
Murphy.	Van Zandt.
Negley.	Veatch.
Nicholson.	Wallace.
Olsen.	Walters.
O'Neill.	Warwick.
Palmer.	Webb.
Patterson.	Westbrook.
Pavlica.	White.
Petsch.	Wiggs.
Pool.	Williams
Pope of Jones.	of Sabine.
Prendergast.	Williams
Purl.	of Hardin.
Quinn.	Williams
Ray.	of Travis.
Reader.	Woodall.
Reid.	Woodruff.
Renfro.	Young.
Richardson.	

Absent.

Mosely.

Absent—Excused.

Albritton.	McKean.
Duvall.	Morse.
Giles.	Pope of Nueces.
Kenyon.	Waddell.
Mankin.	

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Kenyon for today, on motion of Mr. Harper.

Mr. Duvall for today and the balance of the week, on motion of Mr. Patterson.

Mr. Pope of Nueces for today and

tomorrow, on motion of Mr. Stevenson.

Mr. Morse for today and balance of week, on motion of Mr. Kemble.

Mr. Waddell for today, on motion of Mr. Eickenroht.

The following members were granted leaves of absence on account of illness:

Mr. McKean for today, on motion of Mr. Olsen.

Mr. Fuchs for today, on motion of Mr. Kemble.

Mr. Mankin for today and the balance of week, on motion of Mr. Shaver.

Mr. Albritton for today and balance of week, on motion of Mr. Olsen.

Mr. Giles and Mr. Lemens for today, on motion of Mr. Williams of Travis.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Acker:

H. B. No. 47, A bill to be entitled "An Act to amend Article 4629 of Chapter Four (4) of the Revised Civil Statutes (1925) of the State of Texas relating to the granting of divorces, by striking out the words, 'Except where the husband or wife is insane,' following the words, 'Grounds for divorce,' and adding thereto a new subdivision to be known as number six (6) affecting cases of insanity; and providing for service in such cases."

Referred to Judiciary Committee.

By Mr. Morse and Mr. Acker:

H. B. No. 48, A bill to be entitled "An Act to amend subdivision 3 of Article 3926, Revised Statutes, 1925, relating to the payment of salary to the county judge by the commissioners court for presiding over said court, ordering elections, making returns thereof, hearing and determining civil causes, and transacting all other official business, by providing that in counties having \$290,000,000 assessed valuation, or more, and which have established therein institutions for the care of dependent and delinquent boys and girls, the county judge shall receive the further sum of \$3,000 per annum, which shall be ex-officio and not to be accounted for as fees of office, but in addition to all amounts allowed under the maximum fee bill, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Acker, Mrs. Moore, Mr. Morse, Mr. Hogg, Mr. Bradley and Mr. Thompson:

H. B. No. 49, A bill to be entitled "An Act to provide for the extension of the term of oil and gas permits Nos. 11652, 11653, 11655, 11680 and 11681 from a period of two years to a period of five years from their respective dates."

Referred to Committee on State Affairs.

By Mr. Acker:

H. B. No. 50, A bill to be entitled "An Act to amend Article 4604 of the Revised Civil Statutes of the State of Texas, adopted at the Regular Session of the Thirty-eighth Legislature, 1925, so as to provide that persons who desire to marry shall procure a license from the county clerk directed to all persons authorized by law to celebrate the rites of matrimony."

Referred to Judiciary Committee.

By Mr. Acker (by request):

H. B. No. 51, A bill to be entitled "An Act for the benefit of the blind, to provide for the payment thereof, and authorizing the procedure necessary, and levying a tax."

Referred to Committee on Revenue and Taxation.

By Mr. Acker:

H. B. No. 52, A bill to be entitled "An Act to amend Article 1302 of the Revised Civil Statutes of 1925, relating to private corporations."

Referred to Committee on Municipal and Private Corporations.

By Mr. Quinn (by request):

H. B. No. 53, A bill to be entitled "An Act to amend Article 5139 of the Revised Civil Statutes of the State of Texas for 1925, constituting the several district judges, criminal district judges and the county judge a juvenile board within certain counties in this State having a population of one hundred thousand and over according to the last preceding Federal census, and allowing the said district judges and criminal district judges an additional salary to be paid out of the general fund of said counties, by amending said article so as to include counties having more than 70,000 population and less than 100,000, but having two cities of more than 20,000 each accord-

ing to the last preceding Federal census, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Savage:

H. B. No. 54, A bill to be entitled "An Act authorizing fraternal benefit societies to better provide insurance and annuities upon the lives of children and prescribing the basis of contribution, standards of mortality; for maintenance of adequate reserves; amending Articles 4825, 4826, 4827 and 4828 and repealing all other laws and parts of laws in conflict herewith, and declaring an emergency."

Referred to Committee on Insurance.

By Mr. McGill and Mr. Petsch:

H. B. No. 55, A bill to be entitled "An Act providing that liens for street improvements created by written contract of the owner or owners of land, or any interest therein, shall be superior liens upon such improvements, and providing for the enforcement thereof, providing incidental matter and declaring an emergency."

Referred to Judiciary Committee.

By Mr. McGill:

H. B. No. 56, A bill to be entitled "An Act to provide for the taking of testimony of a witness or witnesses in this State, either on written interrogatories or by oral deposition, or any mandate, writ or commission issued out of any court of record in any other State, Territory, district or foreign jurisdiction, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Pope of Nueces:

H. B. No. 57, A bill to be entitled "An Act to amend Article 4111 of the Revised Civil Statutes of Texas, 1925, amended by Chapter 179, page 257, Regular Session of the Fortieth Legislature, 1927, so as to provide for fixing the venue where the appointment of guardians may be made, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Pope of Nueces:

H. B. No. 58, A bill to be entitled "An Act to amend Chapter Three of Title 67 of the 1925 Revised Civil Statutes of the State of Texas, by adding thereto Article 4054a, to provide that

sand and other deposits taken for the raising of the grade of the salt flats in the northern part of Corpus Christi and the lowlands lying north of the northern boundary line in the city of Corpus Christi, in Nueces county, Texas, and south of the boundary line of the town of Portland, in San Patricio county, Texas, shall be exempt from the provisions of said Title 67, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Hubbard, Mrs. Negley and Mr. Graves of Williamson:

H. B. No. 59, A bill to be entitled "An Act to amend Articles 4613 and 4614, Title 75, Chapter 3, of the Revised Statutes of the State of Texas, 1925, concerning the marital rights of parties, defining separate property of the husband and wife, exempting separate property of the husband from debts contracted by the wife except for necessities furnished herself and children after her marriage with him, and from torts of the wife, giving husband management, control and disposition of his separate property during the marriage, providing that the wife shall have the sole management, control and disposition of her separate property; provided, that the joinder of the husband shall be necessary to a conveyance or encumbrance of the wife's lands, bonds and stocks; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Richardson:

H. B. No. 60, A bill to be entitled "An Act to put a closed season on the hunting and killing of birds in Van Zandt county for a period of five years, and providing a penalty for violation thereof."

Referred to Committee on Game and Fisheries.

By Mr. McCombs:

H. B. No. 61, A bill to be entitled "An Act creating Dallas county fresh water supply district No. 9."

Referred to Committee on Conservation and Reclamation.

By Mr. McCombs:

H. B. No. 62, A bill to be entitled "An Act creating Dallas county Beverly Hills fresh water supply district No. 2."

Referred to Committee on Conservation and Reclamation.

By Mr. Snelgrove:

H. B. No. 63, A bill to be entitled "An Act to amend Article 6869 of the Revised Civil Statutes of the State of Texas of 1925, by adding, 'Provided, that no deputy appointed by the sheriff of any county shall be authorized or permitted to serve any civil process in any civil case where any of the parties have him employed or pay him any compensation for other services, and declaring an emergency.'"

Referred to Judiciary Committee.

By Mr. Warwick:

H. B. No. 64, A bill to be entitled "An Act amending Articles 1595 and 1600 of the Revised Civil Statutes of 1925, so as to permit in counties having a population of not less than 1,100 nor more than 1,400 according to the United States census for the year 1920, the removal, by a majority vote, of the county seat from any point in the county located more than five miles from said geographical center of the county."

Referred to Committee on Counties.

By Mr. Prendergast:

H. B. No. 65, A bill to be entitled "An Act regulating the giving of cost bonds in the courts of Texas, and to amend Article 2068 and repeal Article 2074 of the Revised Statutes."

Referred to Judiciary Committee.

By Mr. Prendergast:

H. B. No. 66, A bill to be entitled "An Act forbidding theatre moving picture shows and other places for traffic to be opened on Sunday, and to amend Article 286 of the Criminal Code."

Referred to Committee on Criminal Jurisprudence.

By Mr. Prendergast:

H. B. No. 67, A bill to be entitled "An Act to repeal Chapter 49 of the Acts of 1925, approved March 3, 1925, providing that evidence obtained by violating the criminal law cannot be used in court."

Referred to Committee on Criminal Jurisprudence.

By Mr. Prendergast:

H. B. No. 68, A bill to be entitled "An Act to regulate searches and seizures."

Referred to Committee on Criminal Jurisprudence.

By Mr. Prendergast:

H. B. No. 69, A bill to be entitled "An Act fixing the limitation in which suits for land may be brought against claimants, and to amend Article 5519."

Referred to Judiciary Committee.

By Mr. Prendergast:

H. B. No. 70, A bill to be entitled "An Act preventing judicial nominations by primary election."

Referred to Committee on Privileges, Suffrage and Elections.

By Mr. Prendergast:

H. B. No. 71, A bill to be entitled "An Act to prohibit suspended sentence and indeterminate sentence."

Referred to Committee on Criminal Jurisprudence.

By Mr. Prendergast:

H. B. No. 72, A bill to be entitled "An Act regulating the use of statement of facts on appeal from the county and district courts."

Referred to Judiciary Committee.

By Mr. Prendergast:

H. B. No. 73, A bill to be entitled "An Act regulating the practice in the district and county courts in the trial of civil cases."

Referred to Judiciary Committee.

By Mr. Prendergast:

H. B. No. 74, A bill to be entitled "An Act regulating the trial of criminal cases in the district court and county court and criminal district courts."

Referred to Committee on Criminal Jurisprudence.

By Mr. Prendergast:

H. B. No. 75, A bill to be entitled "An Act defining the jurisdiction of the Court of Civil Appeals, and to amend Articles 1819 and 1824 of the Revised Civil Statutes of 1925."

Referred to Judiciary Committee.

By Mr. Prendergast:

H. B. No. 76, A bill to be entitled "An Act regulating proceedings in Courts of Civil Appeals."

Referred to Judiciary Committee.

By Mr. Prendergast:

H. B. No. 77, A bill to be entitled

"An Act regulating the procedure in the Courts of Civil Appeals."

Referred to Judiciary Committee.

By Mr. Prendergast:

H. B. No. 78, A bill to be entitled "An Act regulating technical objections and proceedings in the courts."

Referred to Judiciary Committee.

By Mr. Prendergast:

H. B. No. 79, A bill to be entitled "An Act regulating procedure in the Supreme Court of Texas."

Referred to Judiciary Committee.

By Mr. Prendergast:

H. B. No. 80, A bill to be entitled "An Act to compel all subdivisions of the county or the State, when collecting ad valorem taxes, to assess all property at the same value placed on it by the county authorities to collect State and county taxes."

Referred to Committee on Revenue and Taxation.

By Mr. Prendergast:

H. B. No. 81, A bill to be entitled "An Act granting to the wife who has been deserted by her husband, and to minors who have been deserted by their parents, the right to maintain suit in the district court."

Referred to Judiciary Committee.

By Mr. Prendergast:

H. B. No. 82, A bill to be entitled "An Act regulating the jurisdiction of the county court and courts of justice of the peace."

Referred to Judiciary Committee.

By Mr. Prendergast:

H. B. No. 83, A bill to be entitled "An Act for regulating the trial on a plea to the venue in the county and district courts."

Referred to Judiciary Committee.

By Mr. Prendergast:

H. B. No. 84, A bill to be entitled "An Act forbidding drinking of intoxicating liquor on any common carrier, and to amend Article 478 of the Criminal Code."

Referred to Committee on Criminal Jurisprudence.

By Mr. McCombs, Mr. Holder, Mr. Keller and Mr. Savage:

H. B. No. 85, A bill to be entitled

"An Act to amend Chapter 176 of the General Laws of the Thirty-eighth Legislature so as to increase the salary of the judge of the county court of Dallas county at law No. 1, and the judge of the county court of Dallas at law No. 2, from thirty-six hundred (\$3,600) dollars per annum to five thousand (\$5,000) dollars per annum; prescribing the method of payment, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Savage:

H. B. No. 86, A bill to be entitled "An Act to better define fraternal benefit societies and providing and defining a lodge system for such; requiring a representative form of government."

Referred to Committee on Insurance.

By Mr. McGill:

H. B. No. 87, A bill to be entitled "An Act to amend Article 7117 of Chapter 5 of Title 122, of the Revised Civil Statutes of Texas, 1925 codification, so as to exempt from inheritance tax intangible personal property of a non-resident who was, at the time of his death, a resident of a State or Territory of the United States or of a foreign country which did not impose a transfer or inheritance tax of any character in respect of intangible personal property of residents of this State."

Referred to Committee on Revenue and Taxation.

By Mr. Metcalfe and Mr. Rountree:

H. B. No. 88, A bill to be entitled "An Act regulating the slaughter and sale of the meat of animals for market and providing that every person engaged in the occupation of a butcher or slaughterer of cattle in this State shall file a bond, to be approved by the county judge of the county in which he desires to carry on such business, setting out the terms of said bond, and providing penalties for violation thereof."

Referred to Committee on Live Stock and Stock Raising.

By Mr. McCombs:

H. B. No. 89, A bill to be entitled "An Act to amend Section 10 of Chapter 25, of the General and Special Laws of the Regular Session of the Fortieth Legislature, so as to increase the salary of the judge of the county criminal court of Dallas county, Texas, to five

thousand (\$5,000) dollars per year, and to declare an emergency."

Referred to Committee on Appropriations.

By Mr. Harper and Mr. Graves of Erath:

H. B. No. 90, A bill to be entitled "An Act making it unlawful for any teacher, or other instructor, in any university, college, normal, public school or other educational institution of this State, which is supported in whole or in part from public funds derived by State or local taxation, to teach as a fact that mankind evolved from a lower order of animals."

Referred to Committee on Education.

By Mr. Shelton:

H. B. No. 91, A bill to be entitled "An Act providing for the regulation of gins, ginners, ginning; the licensing of ginners; prescribing the conditions of a ginner's bond; providing for proper packing, wrapping, marking, and providing for weighing of seed and lint cotton and cottonseed, and keeping a record of same."

Referred to Committee on Agriculture.

By Mr. Sherrill:

H. B. No. 92, A bill to be entitled "An Act making it lawful for the commissioners courts of Clay, Archer, Baylor and Young counties to pay out of the general fund of such counties bounties for the destruction of predatory animals."

Referred to Committee on Game and Fisheries.

By Mr. Sherrill:

H. B. No. 93, A bill to be entitled "An Act to amend Article 4604 of the Revised Civil Statutes of the State of Texas, adopted at the Regular Session of the Thirty-eighth Legislature, 1925, so as to provide that persons who desire to marry shall procure a license from the county clerk directed to all persons authorized by law to celebrate the rites of matrimony."

Referred to Judiciary Committee.

By Mr. King and Mr. Graves of Erath:

H. B. No. 94, A bill to be entitled "An Act to repeal Articles 4a and 4b of the Code of Criminal Procedure of the State of Texas, 1925."

Referred to Committee on Liquor Traffic.

By Mr. Quinn:

H. B. No. 95, A bill to be entitled "An Act to amend Article 5510 of Title 91, Revised Statutes of Texas, 1925, so as to define and describe the rights of parties under the ten-year statute of limitation in any actions for lands."

Referred to Judiciary Committee.

By Mr. Williams of Hardin:

H. B. No. 96, A bill to be entitled "An Act to repeal Article 6723, Revised Civil Statutes, 1925, relative to road duty, and Article 835, Revised Criminal Statutes, 1925, relative to failure to perform road duty, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Richardson:

H. B. No. 97, A bill to be entitled "An Act to put a closed season on the hunting and killing of birds in Van Zandt county for a period of five years, and providing a penalty for violation thereof."

Referred to Committee on Game and Fisheries.

By Mr. Gilbert and Mr. Acker:

H. B. No. 98, A bill to be entitled "An Act to amend Article 4143, Chapter 4, Title 69, of the Revised Civil Statutes, 1925, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Carpenter:

H. B. No. 99, A bill to be entitled "An Act to amend Article 3943, Revised Statutes, 1925, as amended by Acts of Fortieth Legislature, page 341, Chapter 230, fixing the compensation of county treasurers."

Referred to Committee on Counties.

By Mr. Graves of Williamson, Mr. Brooks and Mr. Shaver:

H. B. No. 100, A bill to be entitled "An Act abolishing the office of Game, Fish and Oyster Commissioner and creating the Game, Fish and Oyster Commission."

Referred to Committee on Game and Fisheries.

By Mr. Quinn:

H. B. No. 101, A bill to be entitled "An Act to require all persons, firms or corporations engaged in making abstracts or partial abstracts in any county in this State, showing or purporting to show the deeds, liens, mort-

gages, judgments and other instruments affecting the title to any property, to file a bond annually with the county clerk of the county in which the property is situated, payable to the county judge of said county, and to his successors in office."

Referred to Judiciary Committee.

By Mr. Hines:

H. B. No. 102, A bill to be entitled "An Act to repeal Chapter 160 of the Acts of the Fortieth Legislature, making it illegal for any person to take or trap by means of any snare, deadfall or steel trap any fur-bearing animal within the territorial limits of Cass county for a period of five years."

Referred to Committee on Game and Fisheries.

By Mr. Quinn:

H. B. No. 103, A bill to be entitled "An Act to require all persons, corporations engaged in making abstracts or partial abstracts in any county in this State, showing or purporting to show the deed, liens, mortgages, judgments and other instruments affecting the title to any property, to file a bond annually with the county clerk of the county in which the property is situated, payable to the county judge of said county and to his successors in office."

Referred to Judiciary Committee.

By Mr. Petsch and Mr. Van Zandt:

H. B. No. 104, A bill to be entitled "An Act defining the term 'newspaper' wherever that term is used in any law of this State now in force or that may hereafter be enacted which authorizes or requires the publication of any proclamation, publication, notice, citation, advertisement or matter required or authorized by law to be printed in a newspaper, repealing all laws and parts of laws in conflict herewith."

Referred to Judiciary Committee.

By Mr. Land and Mr. Tarwater:

H. B. No. 105, A bill to be entitled "An Act creating the 110th Judicial District and reorganizing and prescribing the time for holding court in the Fiftieth Judicial District, the Sixty-fourth Judicial District and the Seventy-second Judicial District, and providing that the process heretofore issued in said districts shall be returnable to the proper terms created by this act."

Referred to Committee on Judicial Districts.

By Mr. Rountree, Mr. Stevenson, Mr. Metcalfe, Mr. King and Mr. White:

H. B. No. 106, A bill to be entitled "An Act amending Article 2104 of the Revised Civil Statutes of the State of Texas, as re-codified and adopted at the Regular Session of the Thirty-ninth Legislature, 1925, relating to the appointment of jury commissioners to select petit jurors."

Referred to Judiciary Committee.

By Mr. Rountree, Mr. Stevenson, Mr. Metcalfe, Mr. King and Mr. White:

H. B. No. 107, A bill to be entitled "An Act amending Article 333 of the Code of Criminal Procedure of the State of Texas, as re-codified and adopted at the Regular Session of the Thirty-ninth Legislature, 1925, relating to the appointment of jury commissioners to select grand jurors, providing for their compensation and prescribing their qualifications."

Referred to Committee on Criminal Jurisprudence.

By Mr. Cox of Navarro:

H. B. No. 108, A bill to be entitled "An Act relating to courses of instruction in schools, colleges, universities and other educational institutions of the State of Texas."

Referred to Committee on Education.

By Mr. Cox of Navarro:

H. B. No. 109, A bill to be entitled "An Act to require all persons who teach in the public schools to be American citizens."

Referred to Committee on Education.

By Mr. Richardson:

H. B. No. 110, A bill to be entitled "An Act to levy and collect a three-dollar road tax against all able-bodied male citizens of Van Zandt county, Texas, who are between the ages of twenty-one and forty-five years."

Referred to Committee on Counties.

By Mr. Storey and Mr. Pool:

H. B. No. 111, A bill to be entitled "An Act to provide for the sale and lease of minerals in and on University lands; to provide for re-surveying, dividing and marketing said lands."

Referred to Committee on Public Lands and Buildings.

By Mr. Petsch:

H. B. No. 112, A bill to be entitled "An Act to require the publication in

some newspaper of general circulation of all notices now required by law or contract to be given of any act or proceeding, whether public or private, or relating to a judicial, executive or legislative matter, which notice is now authorized by law or contract to be made by posting notices in one or more public places."

Referred to Judiciary Committee.

By Mr. Gerron and Mr. Graves of Erath:

H. B. No. 113, A bill to be entitled "An Act repealing Article 6664 of the Revised Civil Statutes of 1925, providing for the election of a State Highway Commission to be composed of five members."

Referred to Committee on State Affairs.

HOUSE JOINT RESOLUTIONS ON FIRST READING.

The following House joint resolutions, introduced today, were laid before the House, read severally first time, and referred to the Committee on Constitutional Amendments:

By Mr. Prendergast:

H. J. R. No. 1, Proposing an amendment to the Constitution authorizing the Legislature to establish and own a system of highways throughout Texas, and to levy certain taxes for that purpose.

By Mr. King:

H. J. R. No. 2, Proposing an amendment to Section 1, of Article 8, of the Constitution of the State of Texas, by providing therein that the homestead as now defined by the Constitution of this State and five hundred dollars (\$500) worth of household and kitchen furniture belonging to each family in this State shall be exempt from taxation for State purposes and shall not be subject to a State tax.

OATH OF OFFICE ADMINISTERED.

The Speaker appointed the following committee to escort the Hon. Sam Hefley of Milam county and the Hon. Polk Hornaday of Cameron county to the Speaker's stand, in order that the constitutional oath of office might be administered to them:

Messrs. Holder, Reader, Brooks, McCombs and Young.

The committee having performed their

duty, the constitutional oath of office was administered to Hon. Polk Hornaday and Hon. Sam Hefley as members of the House of Representatives of the Forty-first Legislature.

The Speaker then requested the following elected officers to come forward, that they might have the oath of office administered to them: Phil C. Clements, Doorkeeper, and G. A. Atkinson, Assistant Doorkeeper.

The request having been complied with, Speaker Barron administered the constitutional oath of office to them.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, January 10, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

S. B. No. 7, A bill to be entitled "An Act to repeal all laws authorizing the sale of minerals in University lands or the making of mineral leases on any of said lands."

Respectfully,

BOB BARKER,
Secretary of the Senate.

EXTENDING SYMPATHY TO HON. EUGENE GILES.

Mr. Williams of Travis offered the following resolution:

Whereas, The House of Representatives has just learned of the death of Miss Flora C. Giles, sister of the Hon. Eugene Giles of Travis county; therefore

Resolved, That the House of Representatives express its sympathy to its fellow-member and that when it adjourns today that it be in the memory of Miss Giles.

Signed—Williams of Travis, Holder.

The resolution was read second time and was adopted by a rising vote.

PROVIDING FOR POSTAGE FOR MEMBERS.

Mr. Harding offered the following resolution:

Resolved, That each member be allowed \$40 for postage stamps, and that the Speaker be allowed an additional \$70; that the Sergeant-at-Arms be allowed \$10 for postage stamps, and that the Chief Clerk be allowed \$25 for postage stamps; that the Committee on Contingent Expenses and the Committee

on Appropriations be allowed not to exceed \$40 each for postage stamps, to be paid out of the contingent fund of the House.

Resolved, That the postoffice box rent of the members of the House shall be paid out of the contingent fund of the House, upon approval of the Contingent Expense Committee.

Resolved, That all requisitions for paper and supplies necessary for the preparation of bills, for the enrolling and engrossing room, the minute books and blank papers for use of committees, the letterheads, envelopes, etc., to be used by the members or employees of the House be made under the direction of the Committee on Contingent Expenses.

Resolved, That the chairman of the Committee on Contingent Expenses be authorized to rent typewriters for the use of stenographers and Enrolling Clerk and Engrossing Clerks of the House and to purchase typewriter ribbons, the cost of same to be paid out of the contingent fund of the House.

Resolved, That the Sergeant-at-Arms shall be the custodian of all stationery and stationery supplies required by the House; that said supplies be obtained and disposed of and accounted for by the Sergeant-at-Arms as provided by Rule 3, Section 4, of the Rules of the Thirty-third Legislature.

Resolved, That each member shall be allowed \$15 for telegrams and \$15 for telephone calls.

Signed—Harding, Harman, Minor.

The resolution was read second time.

Mr. Jenkins offered the following amendment to the resolution:

Amend by striking out "for postage stamps \$40 for each member," and substituting therefor "\$30."

Mr. Gates moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—87.

Anderson.	DeWolfe.
Baker.	Dunlap.
Baldwin.	Enderby.
Barnett.	Eickenroht.
Bateman.	Finn.
Beck.	Finlay.
Bounds.	Gates.
Brooks.	Gilbert.
Chastain.	Harding.
Coltrin.	Harman.
Conway.	Harper.
Cox of Navarro.	Harrison.
Cox of Limestone.	Heaton.

Hogg.	Palmer.
Holder.	Patterson.
Hopkins.	Petsch.
Hornaday.	Pool.
Hubbard.	Pope of Jones.
Johnson	Purl.
of Dimmit.	Ray.
Johnson of Smith.	Reader.
Johnson of Scurry.	Reid.
Jones.	Richardson.
Justiss.	Rountree.
Kayton.	Sanders.
Keeton.	Shelton.
Keller.	Smith.
Land.	Snelgrove.
Long of Houston.	Speck.
Long of Wichita.	Stevenson.
Loy.	Strong.
Martin.	Tarwater.
Maynard.	Thompson.
McCombs.	Thurmond.
McDonald.	Van Zandt.
McGill.	Wallace.
Mehl.	Warwick.
Minor.	Webb.
Montgomery.	Westbrook.
Moore.	White.
Mullally.	Williams of
Murphy.	Sabine.
Negley.	Williams
Olsen.	of Travis.
O'Neill.	Woodall.

Nays—44.

Acker.	Lee.
Ackerman.	Lemens.
Adkins.	Mauritz.
Avis.	Metcalf.
Bradley.	Nicholson.
Brice.	Pavlica.
Carpenter.	Prendergast.
Cox of Lamar.	Quinn.
Davis.	Renfro.
Forbes.	Rogers.
Gerron.	Shaver.
Graves	Sherrill.
of Williamson.	Shipman.
Graves of Erath.	Simmons.
Hardy.	Sinks.
Hefley.	Stephens.
Hines.	Storey.
Jenkins.	Turner.
Kemble.	Veatch.
Kennedy.	Walters.
Kincaid.	Woodruff.
King.	Young.
Kinnear.	

Present—Not Voting.

Ewing.	Williams
	of Hardin.

Absent.

Bond.	Savage.
Fuchs.	Tillotson.
Mosely.	Wiggs.

Absent—Excused.

Albritton.	McKean.
Duvall.	Morse.
Giles.	Pope of Nueces.
Kenyon.	Waddell.
Mankin.	

Question then recurring on the resolution, it was adopted.

(Mr. Minor in the chair.)

PROVIDING FOR NEWSPAPERS
FOR MEMBERS.

Mr. Holder offered the following resolution:

Resolved by the House of Representatives, That each member be allowed three daily newspapers during the Regular Session of the Forty-first Legislature, to be paid for out of the contingent expense fund of the House.

The resolution was read second time and was adopted.

SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate bill No. 1, to the Committee on Appropriations.

Senate bill No. 7, to the Committee on Public Lands and Buildings.

(Speaker in the chair.)

EMPLOYEES OF THE HOUSE
ANNOUNCED.

The Speaker announced the appointment of the following employees of the House:

Oveta Culp, parliamentarian.

Maude Nowlin, secretary to the Speaker.

Sumner Ramsey, Jr., page to the Speaker.

Joe Kemble, porter to the Speaker.

Myrtle Gillum Goetz, secretary to the Chief Clerk.

James Wiginton, clerk to Chief Clerk.

Mrs. Susie Rudasill, warrant clerk.

Miss Lucy Read, mailing clerk.

Gussie Evans, assistant to Journal Clerk.

Burck Smith, assistant to Calendar Clerk.

Mrs. J. C. Crosby, superintendent of stenographers.

Baker Mallet, page to stenographic force.

Mrs. W. M. Dickinson, superintendent of House.

Billie Hannum, page to engrossing and enrolling division.

J. T. Hamilton, bookkeeper to Sergeant-at-Arms.

John D. Rogers, storekeeper for Sergeant-at-Arms.

Billy Davis, page to Sergeant-at-Arms.

Lawrence Ledbetter, chief operator for voting machine.

L. G. Petmecky, assistant operator of voting machine.

The Speaker announced the appointment of the following employees for the engrossing department:

Mrs. Horace Haldeman, Mrs. Roy Porter, Mrs. R. M. McCann, Mrs. Molly Plemons, Marguerite Franklin, Mrs. Frances Baker, Edwin Walker, Annie Dry, Grace Carruthers, Mrs. Cora Bills, Bob Phinney, Mrs. John Whitis, Mrs. J. M. Walker, Mary Catherine Satterwhite, Frances Bernard, Mrs. S. H. Sanders, Vita G. Harmon.

The Speaker announced the appointment of the following assistants in the engrossing department:

Lillian Johnson, Frank McMullen.

The Speaker announced the appointment of the following employees in the enrolling department:

Robert Glenn Reeves, Mrs. E. E. Young, Miss Maggie Ernest, Miss Estelle Hayden.

The Speaker announced the appointment of the following porters:

Tom Kinchon, head porter; George Hunt, John W. P. Reader, Milton Noble, Newton Collins, John Lee Rollins, Isaiah Smith, Rufus Pope, Aaron Jones, Charley Irwin, John White, Harris Clements, Piper, Johnson.

STANDING COMMITTEE ANNOUNCED.

The Speaker announced the appointment of the following Committee on Public Lands and Buildings:

Mr. McGill, chairman; Mr. Kemble, vice-chairman; Messrs. Hubbard, Metcalfe, Storey, Pavlica, Renfro, King, Thurmond, Kinnear, Baldwin, Gilbert, Hefley, Montgomery, Stephens, Land, Bateman, Anderson, Stevenson, Chastain and Pope of Nueces.

On motion of Mr. McGill, by unanimous consent, the Committee on Public Lands and Buildings were excused temporarily to consider Senate bill No. 7.

BILL ORDERED NOT PRINTED.

On motion of Mr. Wallace, Senate bill No. 1 was ordered not printed.

SENATE BILL NO. 1 ON SECOND READING.

Mr. Wallace moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 1 be placed on its second reading and passage to third reading and on its third reading and final passage:

The motion prevailed by the following vote:

Yeas—113.

Acker.	Kayton.
Adkins.	Keeton.
Avis.	Keller.
Baker.	Kennedy.
Barnett.	King.
Beck.	Lee.
Bounds.	Lemens.
Bradley.	Long of Houston.
Brice.	Long of Wichita.
Brooks.	Loy.
Carpenter.	Martin.
Coltrin.	Mauritz.
Conway.	Maynard.
Cox of Navarro.	McCombs.
Cox of Lamar.	McDonald.
Cox of Limestone.	Mehl.
Davis.	Moore.
DeWolfe.	Mosely.
Dunlap.	Mullally.
Enderby.	Negley.
Ewing.	Olsen.
Eickenroht.	O'Neill.
Finn.	Palmer.
Finlay.	Patterson.
Forbes.	Petsch.
Fuchs.	Pool.
Gates.	Pope of Jones.
Gerron.	Prendergast.
Gilbert.	Purl.
Graves.	Quinn.
of Williamson.	Ray.
Graves of Erath.	Reader.
Hardy.	Reid.
Harding.	Richardson.
Harman.	Rountree.
Harrison.	Sanders.
Heaton.	Shaver.
Hines.	Shelton.
Hogg.	Sherrill.
Holder.	Shipman.
Hornaday.	Simmons.
Jenkins.	Sinks.
Johnson.	Smith.
of Dimmit.	Snelgrove.
Johnson of Smith.	Speck.
Johnson of Scurry.	Stevenson.
Jones.	Strong.
Justiss.	Tarwater.

Thompson.
Tillotson.
Turner.
Van Zandt.
Veatch.
Wallace.
Walters.
Warwick.
Webb.
Westbrook.
White.

Wiggs.
Williams of
Sabine.
Williams
of Hardin.
Williams
of Travis.
Woodall.
Woodruff.
Young.

Absent.

Ackerman.
Anderson.
Baldwin.
Bateman.
Bond.
Chastain.
Harper.
Hefley.
Hopkins.
Hubbard.
Kemble.
Kincaid.
Kinnear.
Land.

McGill.
Metcalfe.
Minor.
Montgomery.
Murphy.
Nicholson.
Pavlica.
Renfro.
Rogers.
Savage.
Stephens.
Storey.
Thurmond.

Absent—Excused.

Albritton.
Duvall.
Giles.
Kenyon.
Mankin.

McKean.
Morse.
Pope of Nueces.
Waddell.

The Speaker then laid before the House, on its second reading and passage to third reading,

S. B. No. 1, A bill to be entitled "An Act appropriating \$185,000 for mileage and per diem expenses of the Forty-first Legislature, and declaring and emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 1 ON FINAL PASSAGE.

The Speaker then laid Senate bill No. 1 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—113.

Acker.
Adkins.
Avis.
Baker.
Barnett.
Beck.
Bounds.
Bradley.
Brice.

Brooks.
Carpenter.
Coltrin.
Conway.
Cox of Navarro.
Cox of Lamar.
Cox of Limestone.
Davis.
DeWolfe.

Dunlap.
Enderby.
Ewing.
Eickenroht.
Finn.
Finlay.
Forbes.
Fuchs.
Gates.
Gerron.
Gilbert.
Graves.
of Williamson.
Graves of Erath.
Hardy.
Harding.
Harman.
Harper.
Harrison.
Heaton.
Hines.
Hogg.
Holder.
Hornaday.
Jenkins.
Johnson.
of Dimmit.
Johnson of Smith.
Johnson of Scurry.
Jones.
Justiss.
Kayton.
Keeton.
Keller.
Kennedy.
King.
Lee.
Lemens.
Long of Houston.
Long of Wichita.
Loy.
Martin.
Mauritz.
Maynard.
McCombs.
McDonald.
Mehl.
Moore.
Mullally.
Negley.

Olsen.
O'Neill.
Palmer.
Patterson.
Petsch.
Pool.
Pope of Jones.
Prendergast.
Purl.
Quinn.
Ray.
Reader.
Reid.
Richardson.
Rogers.
Rountree.
Sanders.
Shaver.
Shelton.
Sherrill.
Shipman.
Simmons.
Sinks.
Smith.
Snelgrove.
Speck.
Stevenson.
Strong.
Tarwater.
Thompson.
Tillotson.
Turner.
Van Zandt.
Veatch.
Wallace.
Walters.
Warwick.
Webb.
Westbrook.
White.
Wiggs.
Williams of
Sabine.
Williams
of Hardin.
Williams
of Travis.
Woodall.
Woodruff.
Young.

Absent.

Ackerman.
Anderson.
Baldwin.
Bateman.
Bond.
Chastain.
Hefley.
Hopkins.
Hubbard.
Kemble.

Kincaid.
Kinnear.
Land.
Mosely.
Murphy.
Pavlica.
Renfro.
Savage.
Stephens.
Thurmond.

Absent—Excused.

Albritton.
Duvall.

Giles.
Kenyon.

Mankin.	Morse.
McGill.	Nicholson.
McKean.	Pope of Nueces.
Metcalfe.	Storey.
Minor.	Waddell.
Montgomery.	

APPOINTMENT OF PAGES

The Speaker announced the appointment of pages as recommended in the following report:

To the Honorable Speaker of the House of Representatives.

Sir: We, your committee appointed to consider the applicants and make recommendations as to the appointment of pages for the Forty-first Legislature, beg leave to advise that we have carefully examined the qualifications of more than seventy aspirants, and after hearing the applicants and those who wished to speak for them have agreed upon the following:

William E. Bergman, Polk county; Archie Brown, Tarrant county; Benny Crites, Lamar county; Olin Crow, Cass county; Albert Eichel, Williamson county; John Ferguson, Travis county; Hugh Palmer Haynee, Harris county; Jesse Hellums, Travis county; Richard Humphrey, Dallas county; Ben King, Travis county; Jack Leaverton, Stephens county; Beverly Laws, Walker county; Troy Ledbetter, Upshur county; George Lewis, Hunt county; J. E. Mayer, Travis county; Jack Pruitt, Hill county; Allan Roberts, Travis county; Stanley Spore, Travis county; Fred Senter, Scurry county; Eugene Townsley, Travis county; Dana Williams, Panola county.

We have attempted in so far as is possible to reward merit and secure for the House those boys whom we believe will render the best service. Many whom we believed capable, honest and efficient for the place could not be named because we were limited to twenty-one recommendations. Geographical distribution has been considered and the counties of residence are given for your consideration.

Respectfully submitted,
 WOODALL,
 Chairman;
 PURL,
 LONG of Houston,
 BRICE,
 COX of Navarro.

On motion of Mr. Holder, the name of Cavin Kenyon, of Galveston county,

was added to the list of pages as an honorary page, to serve without pay.

ADJOURNMENT.

On motion of Mr. Holder, the House, at 4:50 o'clock p. m., adjourned until 10:45 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORT.

The following committee today filed favorable report on following bill:

Appropriations: Senate bill No. 1.

FOURTH DAY.

(Friday, January 11, 1929.)

The House met at 10:45 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Barron.

The roll was called and the following members were present:

Ackerman.	Graves of Erath.
Adkins.	Hardy.
Anderson.	Harding.
Avis.	Harman.
Baker.	Harper.
Baldwin.	Harrison.
Barnett.	Heaton.
Bateman.	Hefley.
Beck.	Hines.
Bounds.	Hogg.
Bradley.	Holder.
Brice.	Hornaday.
Brooks.	Hubbard.
Carpenter.	Jenkins.
Chastain.	Johnson
Coltrin.	of Dimmit.
Conway.	Johnson of Smith.
Cox of Navarro.	Johnson of Scurry.
Cox of Lamar.	Jones.
Cox of Limestone.	Justiss.
Davis.	Keeton.
DeWolfe.	Keller.
Dunlap.	Kemble.
Enderby.	Kennedy.
Ewing.	Kincaid.
Eickenroht.	King.
Finn.	Kinnear.
Finlay.	Land.
Forbes.	Lee.
Gates.	Lemens.
Gerron.	Long of Houston.
Gilbert.	Long of Wichita.
Giles.	Loy.
Graves	Martin.
of Williamson.	Mauritz.